IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

TUESDAY, THE 30TH OCTOBER 2007 / 8TH KARTHIKA 1929

WP(C).No. 32138 of 2007(A)

PETITIONER:

V.SURENDRAN ASSARI,
S.L.SADANAM, T.C.54/512, MUTHUKATTUVILA,
NEMOM P.O., THIRUVANANTHAPURAM DISTRICT,
(BLACKSMITH, RETIRED ON 31-10-2005),
FROM CENTRAL WORKS, PAPPANAMCODE).

BY ADV. SRI.R.GOPALAKRISHNAN (SREEVALSAM)

RESPONDENTS:

KSRTC, REPRESENTED BY THE MANAGING
DIRECTOR, KSRTC, THIRUVANANTHAPURAM,
PIN-695 023.

BY ADV.SRI.JOHNSON.P.JOHN, SC.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 30/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.M.JOSEPH, J.

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W.P.(c).No.32138 OF 2007

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Dated this the 30th day of October , 2007

JUDGMENT

Petitioner retired as Blacksmith on 31/10/2005 from the respondent Corporation. Petitioner seeks payment of pensionary benefits overlooking seniority. Ext.P1 produced by the petitioner purports to be the invitation letter of the marriage of his daughter.

I heard learned counsel for the respondent Corporation also. I feel that some relaxation can be given to the petitioner. The writ petition is disposed of directing the respondent to pay to the petitioner the amount due as DCRG or Commuted Value of Pension whichever is higher within a period of one month from the date of receipt of a copy of this judgment. The direction to release the amount as aforesaid need be complied with only after retaining such amount as is necessary to clear any liability due from the petitioner on the strength of any agreement executed by him or due from him to the Corporation.

(K.M.JOSEPH, JUDGE)

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